

**MORRISON & FOERSTER LLP**

Attorneys at Law  
425 Market Street  
San Francisco, California 94105-2482  
Telephone: (415) 268-7000  
Facsimile: (415) 268-7522

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FROM: Robert E. Scheid - Reg. No. 42,126

DATE: February 18, 2005

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Re: U.S. Patent Application No. 10/763,653 filed January 22, 2004  
Title: GENERATING A MATHEMATICAL MODEL FOR DIABETES  
By: Leonard SCHLESSINGER et al.  
Examiner: Not Yet Assigned  
Group Art Unit: 1631  
Our Reference: 07188-20002.21

**Papers attached herewith:**

1. Transmittal (1 page)
2. Rescission of Previous Nonpublication Request (1 page)
3. Facsimile Return Receipt Cover Sheet

**Comments:**

Please see attached documents. Thank you.

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0051

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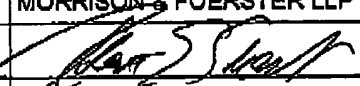
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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)		Application Number	10/763,653
		Filing Date	January 22, 2004
		First Named Inventor	Leonard SCHLESSINGER
		Art Unit	1631
		Examiner Name	Not Yet Assigned
Total Number of Pages in This Submission	2	Attorney Docket Number	071882000221

**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): 1. Rescission of Previous Nonpublication Request - (1 page) 2. Facsimile Return Receipt Cover sheet
Remarks		

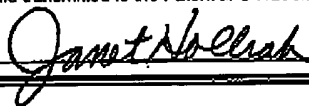
**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	MORRISON & FOERSTER LLP (Customer No. 20872)		
Signature			
Printed name	Robert E. Scheid		
Date	February 18, 2005	Reg. No.	42,126

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, facsimile no. (703) 305-8568, on the date shown below.

Dated: February 18, 2005

Signature:



(Janet Hollrah)

ef-1853017

PTO/SB/38 (09-04)

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<b>RESCISSION OF PREVIOUS NONPUBLICATION REQUEST</b> (35 U.S.C. 122(b)(2)(B)(ii)) <b>AND, IF APPLICABLE, NOTICE OF FOREIGN FILING</b> (35 U.S.C. 122(b)(2)(B)(iii))		Application Number	10/763,653
		Filing Date	January 22, 2004
		First Named Inventor	Leonard SCHLESSINGER
		Title	GENERATING A MATHEMATICAL MODEL FOR DIABETES
		Atty Docket Number	071882000221
Send completed form to: MS PG&PUB Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450		Art Unit	1631
		Examiner	Not Yet Assigned

A request that the above-identified application not be published under 35 U.S.C. 122(b) (nonpublication request) was included with the above-identified application on filing pursuant to 35 U.S.C. 122(b)(2)(B)(i). I hereby rescind the previous nonpublication request.

The above-identified application is a CIP (Continuation-in-Part) of 10/668,509 (abandoned), which is a CIP of 10/025,964 (pending). The 10/025,964 application was the subject of foreign filing prior to the filing date of the above-identified application, and therefore the nonpublication request may have been inappropriate (MPEP 1122 (III)). Out of an abundance of caution, I am rescinding the nonpublication request in the above-identified application.

If a notice of foreign or international filing is or will be required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c), I hereby provide such notice. This notice is being provided no later than forty-five (45) days after the date of such foreign or international filing.

If a notice of subsequent foreign or international filing required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c) was not filed within forty-five (45) days after the date of filing of the foreign or international application, the application is ABANDONED, and a petition to revive under 37 CFR 1.137(b) is required.

  
 Signature

February 18, 2005

Date

Robert E. Scheid  
 Typed or printed name

42,126  
 Registration Number, if applicable

(415) 268-6369  
 Telephone Number

This request must be signed in compliance with 37 CFR 1.33(b).